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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-------------------------------|-------------|----------------------|-------------------------|------------------|
| 09/156,311 | 09/17/1998 | MASAHIKO SAKAYORI | B588-010 | 9920 |
| 26272 | 7590 | 07/30/2004 | EXAMINER | |
| COWAN LIEBOWITZ & LATMAN P.C. | | | BACKER, FIRMIN | |
| JOHN J TORRENTE | | | ART UNIT | |
| 1113 AVE OF THE AMERICAS | | | PAPER NUMBER | |
| 1113 AVE OF THE AMERICAS | | | 3621 | |
| NEW YORK, NY 10017 | | | DATE MAILED: 07/30/2004 | |

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|------------------------------|------------------------|---------------------|--|
| Office Action Summary | Application No. | Applicant(s) | |
| | 09/156,311 | SAKAYORI ET AL. | |
| | Examiner | Art Unit | |
| | Firmin Backer | 3621 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) Responsive to communication(s) filed on 24 May 2004.

2a) This action is **FINAL**. 2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) Claim(s) 60,67 and 69 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) Claim(s) _____ is/are allowed.

6) Claim(s) 60,67 and 69 is/are rejected.

7) Claim(s) _____ is/are objected to.

8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

11) The proposed drawing correction filed on _____ is: a) approved b) disapproved by the Examiner.
 If approved, corrected drawings are required in reply to this Office action.

12) The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
 a) The translation of the foreign language provisional application has been received.

15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413) Paper No(s). _____ .
 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) Notice of Informal Patent Application (PTO-152)
 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ . 6) Other:

Response to Amendment

This is in response to an amendment file on May 24th, 2004. In the amendment, claims 60, 67, 69 have been amended, no claim has been canceled, and no claim has been added. Claims 60, 67, 69 remain pending in the letter.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 60, 67 and 69 are rejected under 35 U.S.C. 102(e) as being anticipated by Jebens et al (U.S. PG Pub 2001/0002204).

3. As per claims 60, 67, 69, Jebens et al teach a system/method and a medium (*data management and order delivery system*) for managing order received from a first shop (*browsers and client orders, 12*) and order placed with a second shop (*suppliers, 16*) (*see abstract, fig. 1*) comprising communication means (*telecom, internet/intranet*) for communicating data indicating statuses of orders received and placed (*clients orders*), control display (*browsers, 766*) of a combination of management items which indicate statuses of order process from order determined to acceptance and each number of the orders received of the first group of

management items, the first group under a first icon which are for discriminating first group of management items as the order received, and a second combination of a second group of management items which indicate the statuses of order process from order determined to acceptance and each number of the orders placed of the second group of management items, the second group under a second icon which is for discriminating the second group of management items as the orders placed (*see fig 10C-10J, paragraphs 0097-0109*), wherein the display control means prohibits the first combination to be displayed except for the first icon, in case where the orders received is not existence and the second combination to be displayed except for the second icon in case where the orders placed is not existence (*see fig 10C-10J, paragraphs 0097-0109*) and wherein the display control means displays simultaneously the first icon the first combination as a pair and displays simultaneously the second icon and the second combination as a second pair a case where the orders received and the order placed are existence (*see paragraphs 0103-0105*).

Response to Arguments

6. Applicant's arguments filed May 24th, 2004 have been fully considered but they are not persuasive.

a. Applicant argues that the prior art (Jebens et al) fail to teach g a combination of the placed work orders and received orders. Also the prior art fail to teach displaying a first pair of a first icon and a first combination group of management items of a second pair of a second-icon and a second combination group of management items in a case where the item received and the orders placed are in existence. Examiner respectfully

disagrees with Applicant's characterization of the prior art. Jebens et al teach a system wherein after a successful log in has occurred, the user is presented with the options screen described above. The "Order" selection is shown in bold type because it has been selected. As a result of this selection, a new pull-down menu with the options "New Order", "Add Images", "Attachments", "Send Order", and "Status (Read)" is displayed. If selected, the "Status (Read)" selection will cause status screen to be displayed. The status of any recently place work orders. *Preferably, the screen displays a unique number associated with the order for tracking purposes, the date the order was placed, an identification number associated with the client under whose authorization the order was placed, and the status of the order. Preferably, the status category will indicate that the order is in transit, the order has been delivered, confirmation has been sent to the sending user, that a unread message related to the order is pending, or that an error has occurred. Unread messages are messages from the host site concerning the work order.* These messages can be viewed by selecting the appropriate order on the status screen and clicking the "detail" button (see paragraphs 0103, 0104).

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

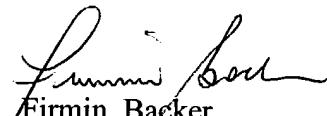
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO

MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Firmin Backer whose telephone number is (703) 305-0624. The examiner can normally be reached on Mon-Thu 9:00 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on (703) 305-9768. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Firmin Backer
Primary Examiner
Art Unit 3621

July 28, 2004